

Response under 37 C.F.R. § 1.116
Expedited Procedure
Examining Group: 1624

Patent
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicants :	Norikazu Ohtake, et al.	.	.
Serial No. :	10/561,115	Case No.: BY0026	Art Unit: 1624
Filed :	December 15, 2005	.	Examiner Nobel E. Jarrell
For :	HETEROARYLOXY NITROGENOUS SATURATED HETEROCYCLIC DERIVATIVE	.	.

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT UNDER 37 C.F.R. §1.116

Sir:

In response to the Official action of January 7, 2009, made final, for which a response is permitted by April 7, 2009, the Applicants respectfully request reconsideration of the application in view of the following remarks in the hope that they will place the application in condition for allowance or at least in better condition for appeal. This response is being timely filed. Any additional fees associated with this Response may be charged to Merck Deposit Account No. 13-2755. Please amend this application as follows.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this response. **Remarks** begin on page 8 of this response.